

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

PATRICK HENRY MURPHY,

Petitioner,

v.

RICK THALER, Director
Texas Department of Criminal Justice,
Correctional Institutions Division,

Respondent.

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Civil Action No. 3:09-CV-1368-L-BN

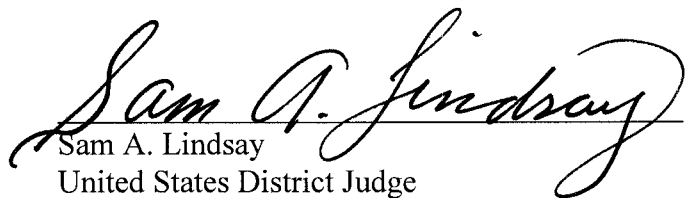
(Death Penalty Case)

ORDER REOPENING PROCEEDINGS

On April 23, 2013, this Court suspended these proceedings pending a decision of the United States Supreme Court in *Trevino v. Thaler*, No. 11-10189. *See* Dkt. No. 56. On May 28, 2013, the Supreme Court issued its decision in *Trevino*. *See Trevino v. Thaler*, 133 S. Ct. 1911 (2013). Therefore, the stay previously granted is now lifted, and this case is **reopened** as of **May 28, 2013**, the date of the Supreme Court's *Trevino* decision.

Because that opinion may significantly alter the procedural posture of the instant case, the Clerk of the Court is **directed** to restart any affected statistical consideration as of the date that these proceedings are reopened. This case is again **referred** to United States Magistrate Judge David L. Horan for hearing, if necessary, and recommendation or determination to this Court. *See* 28 U.S.C. § 636(b); N.D. Tex. Special Order No. 3-251.

It is so ordered on this 28th day of June, 2013.


Sam A. Lindsay
United States District Judge